



Attorney Docket No.: 50N3545/1309

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**"Method For Utilizing Resource Characterizations  
To Optimize Performance In An Electronic Device"**

the specification of which was filed on March 9, 2000  
as U.S. Application No. 09/521,308.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application, having a filing date before that of the application on which priority is claimed.

**Prior Foreign Application(s)**

**Priority Claimed**

<u>                    </u> (Number)	<u>                    </u> (Country)	<u>                    </u> (Day/Month/Year Filed)	<u>  </u> <u>  </u> Yes	<u>  </u> <u>  </u> No
<u>                    </u> (Number)	<u>                    </u> (Country)	<u>                    </u> (Day/Month/Year Filed)	<u>  </u> <u>  </u> Yes	<u>  </u> <u>  </u> No

RECEIVED  
OCT 01 2001  
Technology Center 2100

RECEIVED  
SEP 27 2001  
Technology Center 2600

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

<u>60/161,206</u>	<u>October 21, 1999</u>
(Application Number)	(Filing Date)
<u>60/160,991</u>	<u>October 21, 1999</u>
(Application Number)	(Filing Date)

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

<u>(Application Number)</u>	<u>(Filing Date)</u>	<u>(Status -- patented, pending, abandoned)</u>
<u>(Application Number)</u>	<u>(Filing Date)</u>	<u>(Status -- patented, pending, abandoned)</u>

**POWER OF ATTORNEY:** I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Gregory J. Koerner, Reg. No. 38,519, and Nancy R. Simon, Reg. No. 36,930

**SEND ALL CORRESPONDENCE TO:**

Gregory J. Koerner, Reg. No. 38,519  
SIMON & KOERNER *LLP*  
10052 Pasadena Avenue, Suite B  
Cupertino, CA 95014  
TEL: (408) 873-3943  
FAX: (408) 873-3945

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of joint inventor: Bruce A. Fairman

Inventor's signature: \_\_\_\_\_ Dated: \_\_\_\_\_

Residence: 2775 Martinez Road, Woodside, California 94062

Post Office Address: same Citizenship: United States

Full name of joint inventor: Scott D. Smyers

Inventor's signature: \_\_\_\_\_ Dated: \_\_\_\_\_

Residence: 6170 Mancuso Road, Woodside, California 94602

Post Office Address: same Citizenship: United States

Full name of joint inventor: Harold A. Ludtke

Inventor's signature: \_\_\_\_\_ Dated: \_\_\_\_\_

Residence: 3587 Townsquare Drive, San Jose, California 95127

Post Office Address: same Citizenship: United States

Full name of joint inventor: Glen D. Stone

Inventor's signature:  Dated: Sept 14 '01

Residence: 18301 Idylwild Rd., Los Gatos, CA 95033

Post Office Address: same Citizenship: United States